

FW/1625
PCT

Docket No.
67440-A-PCT-US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: **Mohammad R. Marzabadi, et al.** Group Art Unit: **Not Yet Assigned**

Application No.: **10/518,939**

Examiner: **Not Yet Assigned**

Filed: **December 17, 2004**

For: **SPIROCYCLIC PIPERIDINES AS MCH1 ANTAGONISTS AND USES THEREOF**

Date: **July 7, 2006**

**CERTIFICATE OF MAILING
BY "FIRST CLASS MAIL" (37 C.F.R. § 1.8)**

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

I hereby certify that the following correspondence:

Supplemental Information Disclosure Statement (2pgs); Form PTO/SB/08a (1pg); Copy of Supplemental Partial European Search Report for EP 03 76 3351 (3pgs); Copy of One Reference; and Return Postcard

is being deposited on **July 7, 2006** with the United States Postal Service as first class mail in an envelope bearing sufficient postage thereon and addressed to:

**Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450.**

Kitae Lim

(Typed Or Printed Name Of Person Mailing Correspondence)

(Signature Of Person Mailing Correspondence)



Docket: 67440-A-PCT-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mohammad R. Marzabadi, et al.
Application No.: 10/518,939
Filed: December 17, 2004
International Application No.: PCT/US2003/021348
International Filing Date: July 3, 2003
Group Art Unit: Not Yet Assigned
Examiner: Not Yet Assigned
For: SPIROCYCLIC PIPERIDINES AS MCH1
ANTAGONISTS AND USES THEREOF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date Mailed: July 7, 2006

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In order to ensure compliance with applicants' duty of disclosure under 37 C.F.R. §1.56 and §1.97(a)-(d), applicants request that the following references be considered and made of record in the above-identified application:

1. U.S. Publication No. U.S. 2006-0106046, published May 18, 2006; and
2. PCT International Publication No. WO 04/069798, published August 19, 2004.

C.F.R. §1.98(a)(2)(i) has been amended to eliminate the requirement in paragraph (a)(2)(i) for a copy of each U.S. patent or U.S. patent application publication listed in an IDS in a patent application regardless of the filing date of the application. Accordingly, a copy of document number 1 is not enclosed herewith. A copy of document number 2 is enclosed.

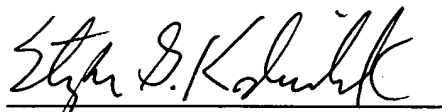
Applicants note that prior art document number 1 is the English language equivalent of document number 2, which was published in Japanese. Document number 2 was cited

in a Supplemental Partial European Search Report on November 2, 2005 during the prosecution of the corresponding European patent application, EP 03 76 3351. A copy of the Supplemental Partial European Search Report is enclosed herewith.

It is requested that the Examiner consider the above information and that a copy of enclosed Form PTO/SB/08a be initialed and returned indicating that such information has been considered. Applicants respectfully request that the Examiner make the cited references of record in the subject application. If a telephone interview would be of assistance in advancing the prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

Applicants are filing this Supplemental Information Disclosure Statement under 37 C.F.R. 1.97(b)(3), before the mailing of a first Office Action on the merits. Accordingly, no fee is deemed necessary in connection with the filing of this Supplemental Information Disclosure Statement. However, in the event that a first Office Action has been mailed but has not yet been received by applicants, applicants hereby request, pursuant to 37 C.F.R. §1.98(c)(2), consideration of this Supplemental Information Disclosure Statement, and authorization is hereby given to charge to Deposit Account No. 503201, ONE HUNDRED AND EIGHTY DOLLARS (\$180.00), which is the amount of the fee under 37 C.F.R. 1.17(p), for filing a Supplemental Information Disclosure Statement pursuant to 37 C.F.R. 1.97(c)(2).

Respectfully submitted,



Stephen G. Kalinchak, Esq.
Registration No. 38,747
Lundbeck Research USA, Inc.
215 College Road
Paramus, New Jersey 07652
(201) 350-0781 (phone)
(201) 225-9571 (fax)



PTO/SB/08A (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/518,939
Filing Date	December 17, 2004
First Named Inventor	Mohammad R. Marzabadi
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	67440-A-PCT-US

Sheet 1 of 1

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 2006-0106046	05/18/2006	Moriya, et al.	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		WO 04/069798	08/19/2004	Banyu		

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.